

BEFORE THE ARIZONA BOARD OF OSTEOPATHIC
EXAMINERS IN MEDICINE AND SURGERY

| | | |
|---|---|--------------------|
| In the Matter of |) | |
| |) | |
| THOMAS HANDEGUAND, D.O. |) | ORDER OF PROBATION |
| |) | |
| Holder of License No. 2220 for |) | |
| the Practice of Osteopathic |) | |
| <u>Medicine in the State of Arizona.)</u> | | |

This matter having come on regularly for informal interview before the Arizona Board of Osteopathic Examiners in Medicine and Surgery on the 17th day of November, 1989, the licentiate, THOMAS HANDEGUAND, D.O. holder of License No. 2220 for the practice of osteopathic medicine in the State of Arizona, being duly noticed and appearing in person, and the Arizona Board of Osteopathic Examiners in Medicine and Surgery having conducted its informal interview of the licentiate and having afforded the licentiate an opportunity to be heard on the issues before it, and having considered all the material evidence in the matter, and being fully advised, makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

I

The Arizona Board of Osteopathic Examiners in Medicine and Surgery is the duly constituted authority for the regulation and control of the practice of osteopathic medicine in the State of Arizona.

II

THOMAS HANDEGUAND, D.O., is the holder of License No. 2220 for the practice of osteopathic medicine in the State of Arizona.

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III

THOMAS HANDEGUAND, D.O. admits to a narcotic abuse problem.

IV

THOMAS HANDEGUAND, D.O. has completed an inpatient chemical dependency treatment program at the Cottonwoods in Tucson.

CONCLUSIONS OF LAW

V

The Arizona Board of Osteopathic Examiners in Medicine and Surgery has jurisdiction over the subject matter hereof and over the licentiate pursuant to A.R.S. §32-1803 and 32-1855.

VI

The conduct of THOMAS HANDEGUAND, D.O. described in Paragraph III and IV above constitutes unprofessional conduct as the term is defined in ARS§32-1854.A.4, habitual use of narcotic or hypnotic drugs, or both, and ARS§32-1854.A.22, use of controlled substances or prescription-only drugs unless provided by a medical practitioner, as defined in 32-1901, as part of a lawful course of treatment.

VII

Grounds exist under A.R.S. §32-1855 to take disciplinary action against THOMAS HANDEGUAND, D.O.

ORDER

IT IS THEREFORE ORDERED that THOMAS HANDEGUAND, D.O. be and hereby is placed on probation for a minimum of 5 years and allowed to return to practice under the following terms and conditions:

1. Practitioner shall refrain from the use of all illicit drugs and shall not take prescription narcotic drugs, except under emergency circumstances, until prior notification has been given to the Board and only upon prescription of a treating physician.

2. Practitioner shall not consume alcoholic beverages.

3. Practitioner is to attend at least 5 AA/NA meetings per week and keep a log of attendance to be signed by the Chair of each meeting.

4. Practitioner is to maintain a sponsor.

5. Practitioner is to appear before the Board upon request.

6. Practitioner shall continue in the Physicians' Monitored Aftercare Program.

7. Practitioner shall submit to random biological fluid drug screens upon request by the Board or its designee.

8. Practitioner shall bear the cost of compliance with this Order.

9. Practitioner must comply with all the statutes and rules and regulations of the Board.

10. Practitioner shall not work more than 45 hours in a 7-day period.

11. Practitioner shall obtain a treating physician other than his partner.

12. If Practitioner should fail to comply with all terms and conditions of this Order, the Board may, after Constitutionally mandated notice and due process have been met, immediately suspend License No. 2220 issued to THOMAS HANDEGUNAD, D.O., provided, however, that Practitioner shall be entitled to a subsequent hearing before the

Board concerning only the issue of whether the terms of this Order have been violated.

13. Any violation of the Board's statutes, rules and regulations subsequent to this Order may be the basis for further disciplinary action.

ENTERED and effective this 17th day of November, 1989.

ARIZONA BOARD OF OSTEOPATHIC
EXAMINERS IN MEDICINE AND SURGERY

By Mary L. Tucker
Mary L. Tucker
Executive Director

I have reviewed the foregoing Probation Order and Stipulation and stipulate thereto.

Thomas Handeguan
Thomas Handeguan, D.O.

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ARIZ. STATE
OSTEOPATHIC BOARD